
IN THE SUPREME COURT OF THE STATE OF MONTANA

Cause No.: DA 09-0510

STATE OF MONTANA, EX REL. DEPARTMENT OF ENVIRONMENTAL
QUALITY,

PLAINTIFF/APPELLANT and CROSS-APPELLEE,

v.

BNSF RAILWAY COMPANY,

DEFENDANT/APPELLEE and CROSS-APPELLANT.

FILED

MAY 20 2010

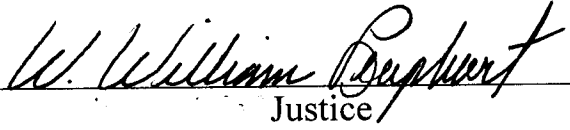
Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

ORDER

UPON the unopposed Motion of the Appellant State of Montana, *ex rel.*
Department of Environmental Quality requesting permission to file an over-length
Combined Reply Brief/Cross-Appeal Answer Brief of up to 7,500 words pursuant
to Mont. R. App. P. 12(10);

IT IS HEREBY ORDERED that Appellant's Motion for Permission to
Exceed Word Limitation in Combined Reply Brief/Cross-Appeal Answer Brief is
GRANTED. Appellant may submit a Combined Reply Brief/Cross-Appeal
Answer Brief of up to 7,500 words.

DATED this 20th day of May, 2010.


Justice